

ORIGINAL

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

CSX Transportation, Inc., Collinsville Township Road District,  
the City of Collinsville, and the State of Illinois, Department of  
Transportation.

Stipulated Agreement regarding improving public safety at the  
Lumaghi Heights Road (AAWDOT #546 571E, railroad  
milepost 224.80) highway-rail grade crossing of CSX  
Transportation's track, located in Collinsville Township near  
Collinsville, Madison County, and S. Mulberry Road (Rec Club  
Road) (AAWDOT #546 574A, railroad milepost 225.89), Mill  
Road (AAWDOT #546 575G, railroad milepost 227.50) and  
Clinton Street (AAWDOT #546 576N, railroad milepost 228.20)  
highway-rail grade crossings of CSX Transportation's tracks,  
located in the City of Collinsville, Madison County, Illinois.

T05-0028

**RECEIVED**

JUN 20 2006

Illinois Commerce Commission  
RAIL SAFETY SECTION

**DEPARTMENT'S ANSWER TO THE CITY OF COLLINSVILLE**  
**AMENDED SUPPLEMENTAL PETITION**

NOW COMES, State of Illinois, Illinois Department of Transportation  
("Department") by and through its attorney, Lisa M. Madigan, Attorney General of the  
State of Illinois, and Thomas M. Benson, Special Assistant Attorney General, hereby  
ANSWERS the City of Collinsville ("CITY") AMENDED SUPPLEMENTAL PETITION  
requesting authority from the Illinois Commerce Commission ("Commission") for an  
extension of time to complete construction of work as Ordered by the Commission in  
the above-captioned docket on June 29, 2005 and in response to this Petition the  
Department states as follows:

1. The Department does not have sufficient information to admit or deny the letting  
date of the contract will be July 2006 or that delay in this project was due to  
unforeseen environmental concerns and has no objections to the proposed letting  
date or reasons offered.
2. The Department does not have sufficient information to admit or deny the order of  
construction operations and completion dates offered by the City and has no  
objections to the timetable offered.
3. The Department does not have sufficient information to admit or deny the City's  
allegation that they questioned the original 12 month completion period stipulated  
to in the original agreement and has no objections to the City's statement that it  
was never expected that the project would be completed in 12 months.

JUN 20 2006

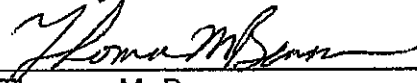
**DOCKETED**

WHEREFORE, the State of Illinois, Illinois Department of Transportation supports the Amended Supplemental Petition of the City of Collinsville and waives its right to a hearing before the Illinois Commerce Commission and prays that the Commission enter an Order, *without hearing*, in which the City is granted the relief requested for an extension of time up to and including December 31, 2007 for the completion of the project.

Any further relief the Illinois Commerce Commission may deem appropriate.

Respectfully submitted,  
ILLINOIS DEPARTMENT OF TRANSPORTATION

By: Lisa Madigan  
Attorney General

By:   
Thomas M. Benson  
Special Assistant Attorney General

Dated: June 19, 2006  
Illinois Department of Transportation  
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Springfield, IL 62764  
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Transportation's tracks, located in the City of Collinsville, Madison  
County, Illinois.

T05-0028

**NOTICE OF FILING**

**TO ALL PARTIES OF RECORD:**

PLEASE TAKE NOTICE that we have this 19th day of June 2006 filed the attached  
ENTRY OF APPEARANCE and DEPARTMENT'S ANSWER TO THE CITY OF  
COLLINSVILLE AMENDED SUPPLEMENTAL PETITION in the above entitled matter with  
the Illinois Commerce Commission electronically using the e-Docket system. In addition, a  
copy of the aforementioned Answer has been sent to all parties of record via first class mail or  
electronically as provided for in Section 200.1050 of the Commission's rules.



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Counsel for the Illinois  
Department of Transportation

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T05-0028

**CERTIFICATE OF SERVICE**

I, THOMAS M. BENSON, an attorney, certify that I served a true and correct copy of the foregoing ENTRY OF APPEARANCE and DEPARTMENT'S ANSWER TO THE CITY OF COLLINSVILLE AMENDED SUPPLEMENTAL PETITION upon the parties to this proceeding via first class mail, postage prepaid, and depositing the same in the United States Mail, Springfield, Illinois or alternatively by electronic means as provided for in Section 200.1050, this 19th day of June 2006 addressed as follows:

**Via Electronic Mail to:**

Mr. Hal Gibson  
Principal Engineer Public Improvements  
CSX Transportation  
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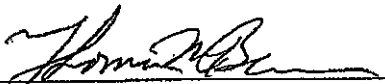
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**Via First Class Mail to:**

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Counsel for the Illinois  
Department of Transportation